IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT PETITION NO : 11393 of 2005

Between:

M. Rama Krishna, s/o late M.V.Raghavaiah,
R/o 1-1-336/39/A/1, Vivek Nagar,

Chikkadapally, Hyderabad.

..... PETITIONER

AND

1. The Revenue Divisional Officer, Chevella Division,

Ranga Reddy District.
2. The Mandal Revenue Officer, Sherlingamally Mandal, R.R.District.
3. K.V.V.Prasad, s/o K.S.V.Prasad,
   R/o 1-3-4/4/A, Kondapur Village, Sherilingamally Mandal,

Ranga Reddy District.
4. P.Rama Devi, d/o Sri M.Nageswara Rao,
   R/o Vivek Nagar, Chikkadpally, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of *Writ of Mandamus* declaring the action of the 1st respondent in passing the interim orders in Case No.C/1042/2005 dt.12/04/2005 in favour of the 3rd respondent without any notice to the petitioner is illegal, arbitrary and violative of principles of natural justice and in violation of mandatory provisions of Sec.10 sub Section (2) of A.P. Rights in land and Pattedar Pass Books Act, 1971 and consequently set aside the same.

Counsel for the Petitioner: MR.SURENDRA DESAI

Counsel for the Respondent Nos.1 and 2: GP FOR REVENUE

Counsel for the Respondent No.3 : P. Srinivasa rao

The Court made the following:

ORDER:

This writ petition has been filed by M. Ramakrishna assailing the interim order passed by the first respondent-Revenue Divisional Officer, Chevella Division, Rangareddy District, on an appeal presented by the third respondent herein.

2. The learned counsel for the petitioner has contended that the appeal filed by the third respondent herein is barred by limitation, and therefore, the appellate authority ought not have passed any interim orders.

3. It is explicit from the record that the appellate authority granted stay of the operation of the orders passed by the Mandal Revenue Officer, Sirilingampally Mandal dated 29.6.2004 on file No.B/123/02, and directed the parties to appear before him on 30.04.2005 at 11.00a.m. It is no more disputed that both parties are appeared before Appellate Authority and presently the appeal is pending disposal. In such a situation, I deem it appropriate to direct the appellate authority to dispose of the appeal itself within six (6) weeks from the date of receipt of a copy of this order.

4. Accordingly, the writ petition is disposed of. No order as to costs.

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(B. SESHASAYANA REDDY, J)

Date: 29.06.2005

Note: Issue C.C. in one week.

B.O.

Ksn

ASSSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Revenue Divisional Officer, Chevella Division,

Ranga Reddy District.
2. The Mandal Revenue Officer, Sherlingamally Mandal, R.R.District.
3. Two CCs to G.P. for Revenue. High Court Buildings, Hyderabad (OUT)

4. 2 CD copies

*Form-NIC-OGS/WP{**RS**}*